

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LATOYA J. HARRIS,

Plaintiff,

-against-

SONY ENTERTAINMENT, ET AL.,

Defendants.

20-CV-6833 (CM)

ORDER

COLLEEN MCMAHON, Chief United States District Judge:

By order dated September 17, 2020, the Court dismissed this action pursuant to 28 U.S.C. § 1915(e)(2)(B)(i). The Court entered judgment on September 21, 2020.

On November 2, 2020, the Court received Plaintiff's notice of appeal, together with a motion for an extension of time to appeal the order of dismissal. (ECF Nos. 5-6.) For the following reasons, Plaintiff's motion for an extension of time to appeal is granted.

DISCUSSION

Rule 4(a)(1)(A) of the Federal Rules of Appellate Procedure requires a notice of appeal in a civil case to be filed within thirty days of entry of judgment. *See* Fed. R. App. P. 4(a)(1)(A). The district court may extend the time to file a notice of appeal, however, if the motion is filed within thirty days of the expiration of the time to file notice of appeal, and if the moving party shows excusable neglect or good cause for untimely filing. *See* Fed. R. App. P. 4(a)(5)(A).

Plaintiff states that she seeks an extension because she "wasn't prepared within the time allowed" (ECF No. 5.) For good cause shown, the Court grants Plaintiff's motion for an extension of time to file a notice of appeal.

CONCLUSION

The Court grants Plaintiff's motion for an extension of time to appeal (ECF No. 5.) The Clerk of Court is directed to mail a copy of this order to Plaintiff and note service on the docket.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore *in forma pauperis* status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue).

SO ORDERED.

Dated: November 5, 2020
New York, New York

A handwritten signature in black ink, appearing to read "Colleen McMahon", is written over a horizontal line.

COLLEEN McMAHON
Chief United States District Judge